

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

IN RE:

**Brian Craig Fitzgerald
Colleen Marie Fitzgerald**
Debtor(s)

PNC Bank, N.A.
Movant,

v.
Brian Craig Fitzgerald,
Colleen Marie Fitzgerald and
Ronda J. Winnecour, Esq., Trustee
Respondent.

Case No. 16-10984-TPA
Chapter: 13

Related to Claim No. 0

ORDER

AND NOW, this **3rd day of February, 2017**, upon consideration of the **NOTICE OF MORTGAGE PAYMENT CHANGE** filed by **PNC Bank, N.A.** at Claim No. 0 in the above-captioned bankruptcy case,

It is hereby **ORDERED** that **on or before twenty-one (21) days from the date the Notice of Mortgage Payment Change** was docketed, the Debtor(s) or Debtor(s)' Counsel shall file, either:

- (1) an **AMENDED CHAPTER 13 PLAN**;
- (2) a **DECLARATION** that the existing Chapter 13 Plan is sufficient to fund the Plan with the modified debt; or
- (3) an **OBJECTION** to the *Notice of Mortgage Payment Change* as stated, and shall self-schedule a hearing on the matter pursuant to the Court's procedures.

The failure to timely file an Objection shall result in the allowance of the payment change without further order, notice or hearing. HOWEVER, no payment change will be implemented by the Chapter 13 Trustee until such time as the Debtor(s) or Debtor(s)' Counsel files an Amended Chapter 13 Plan or Declaration, whichever is applicable as required by this Order.


Thomas P. Agresti, Judge
United States Bankruptcy Court

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United States Bankruptcy Court
Western District of Pennsylvania

In re:
Brian Craig Fitzgerald
Colleen Marie Fitzgerald
Debtors

Case No. 16-10984-TPA
Chapter 13

CERTIFICATE OF NOTICE

District/off: 0315-1

User: amaz
Form ID: 237

Page 1 of 1
Total Noticed: 2

Date Rcvd: Feb 03, 2017

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Feb 05, 2017.

db/jdb +Brian Craig Fitzgerald, Colleen Marie Fitzgerald, 16469 Route 957,
Bear Lake, PA 16402-3733
cr +PNC Bank National Association, PO Box 94982, Cleveland, OH 44101-4982

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
NONE. TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Feb 05, 2017

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on February 3, 2017 at the address(es) listed below:

Daniel P. Foster on behalf of Joint Debtor Colleen Marie Fitzgerald dan@mrdebtbuster.com,
clarissa@mrdebtbuster.com; fosterlaw@ecf.inforuptcy.com; anne@ecf.inforuptcy.com
Daniel P. Foster on behalf of Debtor Brian Craig Fitzgerald dan@mrdebtbuster.com,
clarissa@mrdebtbuster.com; fosterlaw@ecf.inforuptcy.com; anne@ecf.inforuptcy.com
Joshua I. Goldman on behalf of Creditor NATIONSTAR MORTGAGE LLC bkggroup@kmlawgroup.com
Office of the United States Trustee ustpre03.pi.ecf@usdoj.gov
Ronda J. Winnecour cmecf@chapter13trusteedpa.com

TOTAL: 5